

# MAINE STATE LEGISLATURE

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Senate Legislative Record  
One Hundred and Twenty-Second Legislature

State of Maine

Daily Edition

First Regular Session  
December 4, 2004 to March 30, 2005

Pages 1 - 410

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-SECOND LEGISLATURE  
FIRST REGULAR SESSION  
JOURNAL OF THE SENATE**

In Senate Chamber  
Wednesday  
January 19, 2005

Senate called to order by President Beth Edmonds of  
Cumberland County.

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Prayer by Senator Chandler Woodcock of Franklin County.

**SENATOR WOODCOCK:** Good morning. Let us pray.

Our Heavenly Father, we come before You this morning gratefully acknowledging the power that You have, the beauty of this day, the will of the people, the strength to endure. We ask this morning for the grace to carry on and the grace to extend the warmth of our persons across the aisles as we consider the matters before us this morning. We ask for the grace to do Your will. We especially ask this morning, Father, for the blessing for those who are silently considered, those who need us the most. We ask all these things in the name of Jesus Christ, our Lord and Savior. Amen.

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Doctor of the day, Dr. Ray Nichols of Jonesport.

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Reading of the Journal of Tuesday, January 18, 2005.

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**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Promote the Uniform Implementation of the Statewide Standards for Timber Harvesting and Related Activities in Shoreland Areas"

H.P. 139 L.D. 188

Bill "An Act To Make Revisions to the Laws Governing Agriculture"

H.P. 167 L.D. 216

Come from the House, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

On motion by Senator **NUTTING** of Androscoggin, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

Bill "An Act To Provide Funding for Dues for the International Northeast Biotechnology Corridor"

H.P. 187 L.D. 248

Bill "An Act To Establish a New Method of Determining the State Budget"

H.P. 217 L.D. 292

Come from the House, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

On motion by Senator **ROTUNDO** of Androscoggin, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

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Bill "An Act To Amend the Laws Governing Signs at Service Stations"

H.P. 115 L.D. 164

Bill "An Act To Lower the Surety Bond Requirement for Payroll Processors" (EMERGENCY)

H.P. 159 L.D. 208

Bill "An Act To Require Water Tests prior to the Sale of Homes"

H.P. 198 L.D. 259

Resolve, To Improve Maine's Economic Competitiveness

H.P. 213 L.D. 288

Come from the House, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

On motion by Senator **BROMLEY** of Cumberland, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed, in concurrence.

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Bill "An Act To Change the Definition of Promoting Prostitution in the Criminal Laws"

H.P. 163 L.D. 212

Bill "An Act To Amend the Laws Governing Custodian Release Conditions"

H.P. 190 L.D. 251

Bill "An Act To Prohibit a Registered Sex Offender from Residing within 1,000 Feet of the Residence of Any Child, a School, Day Care Center or Playground"

H.P. 207 L.D. 282

Bill "An Act To Prohibit Convicted Sex Offenders from Establishing Residency in Certain Municipalities"

H.P. 210 L.D. 285

Come from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

LEGISLATIVE RECORD - SENATE, WEDNESDAY, JANUARY 19, 2005

On motion by Senator **DIAMOND** of Cumberland, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

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Bill "An Act To Limit Terms for Members of the State Board of Education"

H.P. 186 L.D. 247

Comes from the House, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

On motion by Senator **MITCHELL** of Kennebec, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

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Bill "An Act To Create Guidelines and Procedures for Organ and Tissue Donation to Research Facilities"

H.P. 51 L.D. 55

Bill "An Act Guaranteeing Freedom of Choice Regarding the Disposition of One's Own Organs"

H.P. 83 L.D. 107

Bill "An Act To Allow Patients To Keep Medications upon Discharge from a Nursing Facility or Hospital"

H.P. 161 L.D. 210

Bill "An Act To Require the Disclosure by Hospitals and Ambulatory Surgical Centers of Charges to Certain Payors"

H.P. 162 L.D. 211

Resolve, To Create a Hospital Program for Young Women with Eating Disorders

H.P. 178 L.D. 239

Bill "An Act To Remove Certain Orthodontic Procedures from MaineCare Coverage"

H.P. 185 L.D. 246

Come from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

On motion by Senator **MAYO** of Sagadahoc, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

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Resolve, Directing the Department of Inland Fisheries and Wildlife To Review and Simplify Rules Governing Brook Trout Fishing (EMERGENCY)

H.P. 168 L.D. 217

Bill "An Act To Provide for Registration of Certain Snowmobile Trail-grooming Equipment"

H.P. 170 L.D. 231

Bill "An Act To Change the Definition of 'Snowmobile'"  
H.P. 172 L.D. 233

Bill "An Act To Employ an Additional Game Warden for the Sebago Lake Region"

H.P. 192 L.D. 253

Bill "An Act To Improve the Moose Lottery Procedure" (EMERGENCY)

H.P. 208 L.D. 283

Come from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

On motion by Senator **BRYANT** of Oxford, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

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Bill "An Act To Establish a Minimum Amount for Required Interest Payments by Insurers"

H.P. 176 L.D. 237

Bill "An Act To Amend the Insurance Code Regarding Discontinuance of a Line of Business"

H.P. 177 L.D. 238

Bill "An Act To Give Consumers the Option To Buy Cheaper Individual Health Insurance and Have Better Choices from Other States"

H.P. 219 L.D. 294

Come from the House, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed.

On motion by Senator **SULLIVAN** of York, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed, in concurrence.

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Bill "An Act To Make Technical Corrections to Maine's Appellate Jurisdiction Laws Concerning Involuntary Hospitalization"

H.P. 189 L.D. 250

Bill "An Act To Ensure Compliance with Court-ordered Child Support"

H.P. 195 L.D. 256

Come from the House, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

On motion by Senator **HOBBS** of York, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in concurrence.

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Bill "An Act To Amend the Maine Juvenile Code"

H.P. 181 L.D. 242

Committee on **JUDICIARY** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

On motion by Senator **HOBBS** of York, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

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Bill "An Act To Authorize the Maine State Retirement System To Provide Names and Addresses to Public Retiree Organizations"  
H.P. 160 L.D. 209

Bill "An Act To Recognize the Federal Salary Level for Overtime When Higher than the State Level"  
H.P. 165 L.D. 214

Bill "An Act To Clarify National Labor Relations Board Certification under the Overtime Provisions"  
H.P. 166 L.D. 215

Bill "An Act To Increase the Minimum Wage"  
H.P. 174 L.D. 235

Bill "An Act To Require Advance Notice for Decreases in Wage or Salary Levels"  
H.P. 196 L.D. 257

Bill "An Act To Increase Retired Teachers' Insurance Benefits"  
H.P. 209 L.D. 284

Come from the House, **REFERRED** to the Committee on **LABOR** and ordered printed.

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **LABOR** and ordered printed, in concurrence.

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Bill "An Act To Establish a Transparent Pricing Formula for Distilled Spirits"  
H.P. 173 L.D. 234

Bill "An Act To Change the Minimum Requirement for a Political Party To Be Recognized"  
H.P. 193 L.D. 254

Bill "An Act To Allow Small Stores To Conduct Wine Taste Testings"  
H.P. 203 L.D. 278

Bill "An Act To Amend the Laws Governing Mobile Service Bars on Maine Golf Courses"  
H.P. 215 L.D. 290

Bill "An Act To Extend Term Limits"  
H.P. 216 L.D. 291

Come from the House, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed.

On motion by Senator **GAGNON** of Kennebec, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed, in concurrence.

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Bill "An Act Authorizing Property Managers To Bring Eviction Actions on Behalf of Landlords"  
H.P. 206 L.D. 281

Come from the House, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed.

On motion by Senator **GAGNON** of Kennebec, **TABLED** until Later in Today's Session, pending **REFERENCE**.

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Bill "An Act Concerning Significant Wildlife Habitat and Wetlands of Special Significance"  
H.P. 200 L.D. 261

Bill "An Act To Ensure Financial Solvency in Maine's Air and Wastewater Licensing Programs"  
H.P. 218 L.D. 293

Come from the House, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed.

On motion by Senator **COWGER** of Kennebec, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed, in concurrence.

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Bill "An Act To Update Certain Provisions Pertaining to County Government"  
H.P. 179 L.D. 240

Bill "An Act To Enact an Immediate Review System in the Office of Program Evaluation and Government Accountability"  
H.P. 184 L.D. 245

Bill "An Act To Amend the Calculation for Annual County Tax Assessments"  
H.P. 188 L.D. 249

Bill "An Act To Eliminate the State Planning Office"  
H.P. 211 L.D. 286

Bill "An Act To Require Fiscal Impact Notes for Proposed Agency Rules"  
H.P. 212 L.D. 287

Come from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

On motion by Senator **SCHNEIDER** of Penobscot, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

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Bill "An Act To Protect Consumers and To Modernize Heating Oil Rules and Reporting Requirements"

H.P. 214 L.D. 289

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **UTILITIES AND ENERGY**.

On motion by Senator **BARTLETT** of Cumberland, **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed, in concurrence.

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Bill "An Act To Change Nonresident Income Tax Filing Requirements"

H.P. 175 L.D. 236

Bill "An Act To Ensure That the Exemption for Pensions Is Applied Fairly"

H.P. 180 L.D. 241

Come from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

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Bill "An Act To Repeal Gasoline Tax Indexing"

H.P. 197 L.D. 258

Committee on **TAXATION** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **TRANSPORTATION**.

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

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Resolve, To Require That the Department of Transportation Install a Traffic Light in West Field

H.P. 164 L.D. 213

Bill "An Act To Enhance Highway Safety"

H.P. 171 L.D. 232

Bill "An Act To Allow Emergency Responders To Equip Their Vehicles with 2 Emergency Flashing Lights"

H.P. 182 L.D. 243

Resolve, To Name Interstate 295 Ronald Reagan Memorial Highway

H.P. 191 L.D. 252

Bill "An Act To Require a Person Operating Farm Equipment on Public Roads To Be Adequately Trained"

H.P. 194 L.D. 255

Bill "An Act To Ensure That Sears Island Will Be Used for Industrial and Commercial Purposes"

H.P. 202 L.D. 277

Bill "An Act To Require Trains in the State To Operate with a Minimum of 5 Employees" (EMERGENCY)

H.P. 204 L.D. 279

Bill "An Act To Amend the Penalties Involving High-speed Vehicle Pursuits"

H.P. 205 L.D. 280

Come from the House, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

On motion by Senator **DAMON** of Hancock, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

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Bill "An Act To Require Electric Utilities To Permit Customers To Pay Electric Utility Bills in Their Communities"

H.P. 158 L.D. 207

Bill "An Act To Authorize the Public Advocate To Represent Consumers in Federal Regulation of Railroads"

H.P. 169 L.D. 230

Bill "An Act To Standardize Water Lien Provisions"

H.P. 183 L.D. 244

Come from the House, **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed.

On motion by Senator **BARTLETT** of Cumberland, **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed, in concurrence.

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**Pursuant to Statute**

**Commission on Governmental Ethics and Election Practices**

The **Commission on Governmental Ethics and Election Practices**, pursuant to the Maine Revised Statutes, Title 21-A, section 1124, subsection 3 asked leave to report that the accompanying Bill "An Act To Transfer Funds to the Maine Clean Election Fund"

H.P. 157 L.D. 206

Be **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Report **READ**.

On motion by Senator **GAGNON** of Kennebec, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF REPORT**, in concurrence.

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**COMMUNICATIONS**

The Following Communication: S.C. 39

**OFFICE OF THE PRESIDENT  
3 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0003**

January 11, 2005

Honorable Joy O'Brien  
Secretary of the Senate  
3 State House Station  
Augusta, Maine 04333

Dear Secretary O'Brien:

Pursuant to my authority under 22 MRSA, Chapter 1058, Section 3883, I am pleased to appoint myself to the Maine Children's Trust Incorporated for a term of two years. I will be replacing Sen. Beverly Daggett.

Please let me know if you have any questions regarding this appointment.

Sincerely,

Beth Edmonds  
President of the Senate

**READ** and **ORDERED PLACED ON FILE**.

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**SENATE PAPERS**

**Pursuant to Statutes  
Workers' Compensation Board**

Senator **STRIMLING** for the **Workers' Compensation Board**, pursuant to the Maine Revised Statutes, Title 39-A, section 152, subsection 11 asked leave to report that the accompanying Bill "An Act To Encourage Parties To Agree to the Selection of Independent Medical Examiners in Workers' Compensation Cases"

S.P. 97 L.D. 302

Be **REFERRED** to the Committee on **LABOR** and ordered printed pursuant to Joint Rule 218.

Report **READ** and **ACCEPTED**.

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **LABOR** and ordered printed pursuant to Joint Rule 218.

Sent down for concurrence.

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All matters thus acted upon were ordered sent down forthwith for concurrence.

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**ORDERS OF THE DAY**

**Unfinished Business**

The following matters in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later (1/13/05) Assigned matter:

Bill "An Act To Validate Collective Bargaining Provisions That May Affect Education Policies"

S.P. 64 L.D. 158

Tabled - January 13, 2005, by Senator **STRIMLING** of Cumberland

Pending - **REFERENCE**

(Committee on **LABOR** suggested and ordered printed.)

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS**.

Sent down for concurrence.

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The Chair laid before the Senate the following Tabled and Later (1/18/05) Assigned matter:

Bill "An Act To Provide Funding for a Veterans' Cemetery in Springvale"

H.P. 121 L.D. 170

Tabled - January 18, 2005, by Senator **ROTUNDO** of Androscoggin

Pending - **REFERENCE**

(In House, January 13, 2005, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.)

On motion by Senator **ROTUNDO** of Androscoggin, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

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The Chair laid before the Senate the following Tabled and Later (1/18/05) Assigned matter:

Bill "An Act To Appropriate State Funds To Protect Potato Farmland in Aroostook County from Blight and Other Diseases That Could Occur with the 2004 Crop Unless Cull Potatoes Are Dumped Properly" (EMERGENCY)

H.P. 131 L.D. 180

Tabled - January 18, 2005, by Senator **ROTUNDO** of Androscoggin

Pending - **REFERENCE**

(In House, January 13, 2005, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.)

On motion by Senator **ROTUNDO** of Androscoggin, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

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The Chair laid before the Senate the following Tabled and Later (1/18/05) Assigned matter:

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require a 2/3 Vote of the Legislature To Enact or Increase a Tax

S.P. 56 L.D. 150

Tabled - January 18, 2005, by Senator **GAGNON** of Kennebec

Pending - motion by Senator **SCHNEIDER** of Penobscot to **REFER** to the Committee on **STATE AND LOCAL GOVERNMENT**

(Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.)

On motion by Senator **SCHNEIDER** of Penobscot, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**.

Sent down for concurrence.

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The Chair laid before the Senate the following Tabled and Later (1/18/05) Assigned matter:

Bill "An Act To Ensure Sufficient Staffing To Properly Enforce the Laws and Rules of the Manufactured Housing Board"

S.P. 87 L.D. 267

Tabled - January 18, 2005, by Senator **ROTUNDO** of Androscoggin

Pending - **REFERENCE**

(Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.)

On motion by Senator **ROTUNDO** of Androscoggin, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**.

Sent down for concurrence.

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Senate at Ease.

Senate called to order by the President.

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Senator **BRENNAN** of Cumberland was granted unanimous consent to address the Senate off the Record.

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Senator **DAVIS** of Piscataquis was granted unanimous consent to address the Senate off the Record.

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Off Record Remarks

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All matters thus acted upon were ordered sent down forthwith for concurrence.

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Senator **BRYANT** of Oxford was granted unanimous consent to address the Senate off the Record.

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Off Record Remarks

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**RECESSED** until the sound of the bell.

After Recess

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Senate called to order by the President.

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Out of order and under suspension of the Rules, the Senate considered the following:



**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Allow People To Buy Motor Vehicles on Sundays"  
H.P. 228 L.D. 304

Comes from the House, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

On motion by Senator **GAGNON** of Kennebec, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed, in concurrence.

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Bill "An Act To Amend the Laws Governing Mechanics Liens"  
H.P. 199 L.D. 260

Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **JUDICIARY**.

On motion by Senator **GAGNON** of Kennebec, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in concurrence.

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Bill "An Act To Require a 10-day Waiting Period for the Purchase of Firearms by a Person under 22 Years of Age"  
H.P. 234 L.D. 310

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

On motion by Senator **DIAMOND** of Cumberland, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

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Bill "An Act To Protect the MaineCare Program"  
H.P. 242 L.D. 318

Comes from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

On motion by Senator **MAYO** of Sagadahoc, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

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Bill "An Act To Promote Fairness and Democracy in Wildlife Management"

H.P. 227 L.D. 303

Bill "An Act To Improve Recreational Watercraft Safety"  
H.P. 231 L.D. 307

Bill "An Act To Prohibit Bear Baiting"  
H.P. 238 L.D. 314

Come from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

On motion by Senator **BRYANT** of Oxford, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

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Bill "An Act To Prohibit Steering in Automobile Insurance"  
H.P. 235 L.D. 311

Comes from the House, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed.

On motion by Senator **SULLIVAN** of York, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed, in concurrence.

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Bill "An Act To Remove the Sunset on Part-time Unemployment Insurance Benefits"  
H.P. 233 L.D. 309

Comes from the House, **REFERRED** to the Committee on **LABOR** and ordered printed.

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **LABOR** and ordered printed, in concurrence.

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Bill "An Act To Prohibit the Privatization of Drinking Water Supply Sources"  
H.P. 239 L.D. 315

Comes from the House, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed.

On motion by Senator **COWGER** of Kennebec, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed, in concurrence.

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Bill "An Act To Set the Base Legislative Salary at \$15,000 Per Year"  
H.P. 241 L.D. 317

Comes from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

On motion by Senator **SCHNEIDER** of Penobscot, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

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Bill "An Act To Limit Property Acquired by Municipalities due to Tax Delinquency"

H.P. 244 L.D. 320

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **TAXATION**.

On motion by Senator **SCHNEIDER** of Penobscot, **REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

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Bill "An Act To Encourage the Use of Clean Fuel Vehicles"

H.P. 229 L.D. 305

Bill "An Act To Create the Family Technology Tax Credit"

H.P. 230 L.D. 306

Bill "An Act To Extend the Tax Credit for Clean Fuel Infrastructure Development"

H.P. 232 L.D. 308

Bill "An Act To Expand Benefits Available under the Maine Residents Property Tax Program"

H.P. 237 L.D. 313

Bill "An Act To Exempt Retirement and Pension Income from the State Income Tax"

H.P. 243 L.D. 319

Come from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

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Bill "An Act To Repeal the Excise Tax on Motor Vehicles"

H.P. 240 L.D. 316

Committee on **TRANSPORTATION** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **TAXATION**.

On motion by Senator **DAMON** of Hancock, **TABLED** until Later in Today's Session, pending **REFERENCE**.

**Pursuant to Public Law  
Committee to Study Compliance with Maine's Freedom of  
Access Laws**

The **Committee to Study Compliance with Maine's Freedom of Access Laws**, pursuant to Public Law 2003, chapter 709, section 8 asked leave to report that the accompanying Bill "An Act To Implement the Recommendations of the Committee To Study Compliance with Maine's Freedom of Access Laws"

H.P. 226 L.D. 301

Be **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

Report **READ** and **ACCEPTED**, in concurrence.

On motion by Senator **HOBBINS** of York, **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218, in concurrence.

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Senate at Ease.

Senate called to order by the President.

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**ORDERS OF THE DAY**

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

HOUSE REPORT - from the **Commission on Governmental Ethics and Election Practices**, pursuant to the Maine Revised Statutes, Title 21-A, section 1124, subsection 3, on Bill "An Act To Transfer Funds to the Maine Clean Election Fund"  
H.P. 157 L.D. 206

Report - **REFER** to the Committee on **LEGAL AND VETERANS AFFAIRS**

Tabled - January 19, 2005, by Senator **GAGNON** of Kennebec

Pending - **ACCEPTANCE OF REPORT**, in concurrence

(In House, January 18, 2005, Report from the **Commission on Governmental Ethics and Election Practices**, **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed pursuant to Joint Rule 218.)

(In Senate, January 19, 2005, Report **READ**.)

On motion by Senator **GAGNON** of Kennebec, Report **REJECTED**.

On further motion by same Senator, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed pursuant to Joint Rule 218, in **NON-CONCURRENCE**.

Sent down for concurrence.

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Senator **DAVIS** of Piscataquis was granted unanimous consent to address the Senate off the Record.

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Off Record Remarks

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On motion by Senator **BRENNAN** of Cumberland, **ADJOURNED**, to Thursday, January 20, 2005, at 10:00 in the morning.